

VIRGINIA:

At a meeting of the **Washington County Board of Supervisors** held Tuesday, April 9, 1996, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

- Joe W. Derting, Chairman**
- Bobby D. Ingle, Vice Chairman**
- Kenneth G. Mathews**
- James T. Osborne**
- Maurice H. Parris**
- Jackson Barker**
- Dulcie M. Mumpower**

Mark K. Reeter, County Administrator
 Joseph B. Lyle, County Attorney
 Mark W. Seamon, Accounting/Purchasing Manager
 Sandra M. Hatfield, CPS, Administrative Assistant

1. Call to Order

The meeting was called to order by Mr. Joe W. Derting, Chairman of the Board, who welcomed everyone in attendance.

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2. Invocation and Pledge of Allegiance - Joe W. Derting

Mr. Derting gave the Invocation and led in the Pledge of Allegiance.

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3. Approval of the Agenda

On motion of Mr. Mathews, second by Mr. Barker, it was resolved to approve the Agenda as presented.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

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4. Approval of Minutes

The following action was taken on approval of the minutes:

a. **Regular Meeting of March 26, 1996**

On motion of Mr. Ingle, second by Mrs. Mumpower, it was resolved to approve the minutes of March 26, 1996 as presented.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

b. **Recessed Meeting of March 28, 1996**

On motion of Mr. Parris, second by Mr. Osborne, it was resolved to approve the minutes of the recessed meeting of March 28, 1996 as presented.

The vote on this motion was as follows: (6-0-1)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Abstain				

Mr. Barker abstained from voting on the minutes of March 28, 1996 for the reason he was not present.

5 **Recognition of Service, Former Supervisor Cecil Simcox, Wilson District**

Chairman Joe Derting and Supervisor Dulcie Mumpower presented a plaque to the family of the late Cecil Simcox recognizing his leadership and service to the citizens of Washington County as Supervisor of the Wilson Magisterial District. Mrs. Mumpower spoke of the significant issues Mr. Simcox was concerned with and his efforts to improve the quality of life for the citizens.

6 **Planning & Zoning Public Hearings**

The following action was taken on Planning and Zoning public hearings:

Intent to Rezone:

- (1) **Barbara H.Sutherland**: Request to rezone 34.6 acres of property located adjacent to the Woodland Hills Subdivision at the end of State Route 1505 from R-2 (Residential, General) to A-2 (Agricultural, General), Harrison Magisterial District, B-91 Election District.

Mr. Derting opened the public hearing and invited comments both in support of and in opposition to application filed by Barbara Sutherland.

Mr. Sutherland addressed the Board of Supervisors requesting the property be zoned back to agriculture from residential.

There being no further comments, Mr. Derting declared the public hearing closed.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to accept the recommendation of the Planning Commission and approve request of Barbara H.Sutherland: Request to rezone 34.6 acres of property located adjacent to the Woodland Hills Subdivision at the end of State Route 1505 from R-2 (Residential, General) to A-2 (Agricultural, General), Harrison Magisterial District, B-91 Election District.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

Request for Special Use Permit:

- (2) **Joseph A. Rhea, Jr. for Johnston Memorial Hospital: Request for a Special Use permit to construct a Rural Health Clinic on property located on the west side of State Route 718 near the intersection of Route 58/718 in an A-2 (Agricultural, General) zone, Taylor Magisterial District.**

Mr. Derting opened the public hearing and invited comments both in support of and in opposition to application filed by Joseph A. Rhea, Jr. for Johnston Memorial Hospital.

Joe Bert Rhea addressed the Board of Supervisors requesting they approve his application for a special use permit expressing his view that the community would benefit economically from having a second medical clinic in Damascus, and that it would create a competitive market for service.

Mr. Rhea responded to questions from the Board concerning the acreage involved for the project and the septic/sewer system.

Sandy Hart addressed the Board of Supervisors stating she is not opposed to the proposed development of a second medical clinic in Damascus but has concerns about the Town of Damascus being able to support two clinics. She spoke of Johnston Memorial Hospital doing a feasibility study and was hopeful the results would be available for public review. Mrs. Hart expressed another concern about the septic system and the amount of acreage for the proposed medical clinic.

There being no further comments, Mr. Derting declared the public hearing closed.

On motion of Mr. Osborne, second by Mr. Mathews, it was resolved to grant a special use permit to Joseph A. Rhea, Jr. for Johnston Memorial Hospital to construct a Rural Health Clinic on property located on the west side of State Route 718 near the intersection of Route 58/718 in an A-2 (Agricultural, General) zone, Taylor Magisterial District.

The vote on this motion was as follows: (5-0-2)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Abstain	Mr. Parris	Abstain
Mr. Barker	Aye				

Amendments to the Washington County Code:

(3) **An ordinance to amend the Zoning Ordinance of Washington County, Virginia (Chapter 14 of the Washington County Code) regarding Townhouse Regulations.**

Mr. Derting opened the public hearing and invited comments both in support of and in opposition to a proposed ordinance to amend Chapter 14 of the Washington County Code regarding Townhouse Regulations.

Mrs. Freeman responded to questions from the Supervisors relative to specific provisions in the ordinance concerning townhouses.

There being no further comments, Mr. Derting declared the public hearing closed.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to adopt the following amendment to the Washington County Code:

**ORDINANCE TO AMEND ZONING ORDINANCE OF WASHINGTON COUNTY, VIRGINIA
(CHAPTER 14 OF THE WASHINGTON COUNTY CODE)
REGARDING TOWNHOUSE REGULATIONS**

ORDINANCE NUMBER 96-1

WHEREAS, Title 15.1, Chapter 11, Article 8 of the 1950 Code of Virginia, as amended, authorizes the governing body of a county to divide the area thereof into zoning districts to regulate the use of land, buildings, structures and other premises for agricultural, commercial, industrial, residential and other specific uses for the promotion of the public health, order, prosperity, necessity, convenience and general welfare;

WHEREAS, by ordinance enacted on December 29, 1971 the Board of Supervisors of Washington County, Virginia divided Washington County into zoning districts to regulate said uses, such regulations being found in Chapter 14 of the Washington County Code, also known as the Zoning Ordinance of Washington County, Virginia;

WHEREAS, the Planning Commission of Washington County, Virginia, after a public hearing held on March 25, 1996, voted unanimously to recommend the enactment of this ordinance; and

WHEREAS, the Board of Supervisors of Washington County, Virginia is of the opinion that the enactment of this ordinance, amending Chapter 14 of the Washington County Code, will promote the public health, order, prosperity, necessity, convenience and general welfare and constitutes good zoning practice.

NOW THEREFORE, be it ENACTED by the Board of Supervisors of Washington County, Virginia:

1. That Chapter 14, Article XVII, of the Washington County Code, is amended and reenacted as follows:

ARTICLE XVII. TOWNHOUSE REGULATIONS

' 14-127. Purpose.

The purpose of these regulations shall be to establish provisions for allowing a broader range of housing types in certain districts within the county. Generally these regulations, together with the subdivision regulations, shall act to control the development of single-family attached dwelling units, designed and constructed so as to allow for the sale of individual lots and units thereon.

Further, the purpose of these regulations is to promote the orderly development of this activity and to ensure that this activity is developed in a harmonious manner with surrounding properties and consistent with the general public safety and welfare.

' 14-128. **Townhouse project, structure and unit defined.**

(a) For purposes of this article, a townhouse project shall be defined as a land development project consisting of at least one townhouse structure as defined in ' 14-128(b) and all open space and amenities thereon, if any.

(b) A townhouse structure shall be defined as a main structure or building consisting of at least three (3) horizontally attached townhouse units as defined in ' 14-128(c), designed and constructed so as to allow for the sale of the individual townhouse units, including the lot and appurtenances thereon.

8 A townhouse unit shall be defined as an individual attached single-family dwelling unit for the purpose of occupancy and ownership within a townhouse structure as defined in ' 14-128(b).

' 14-129. **Where permitted.**

(a) Townhouse projects shall be allowed in areas served by public water and public sewerage systems in accordance with district permitted use regulations.

(b) Amenities and other accessory uses, if any, shall conform to the setback, yard and height requirements of the district in which they are to be located.

' 14-130. **General Requirements.**

(a) No building permit shall be issued to a developer of a townhouse project unless and until the requirements of this article, other applicable articles of this ordinance, other applicable ordinances of the county and applicable state statutes are complied with.

(b) A townhouse structure shall consist of no more than eight (8) townhouse units.

8 Individual property lines shall run from the street through the center of the common party walls of attached interior units and continue to the rear lot line. The lots, utilities and other improvements for each townhouse unit shall be designed to permit individual and separate ownership of each lot and dwelling unit thereon.

' 14-131. **Density.**

No townhouse project or portion thereof shall have an overall site density greater than one (1) townhouse unit per six thousand (6,000) square feet of gross site area.

' 14-132. **Setback.**

Setback requirements for townhouse structures shall conform to the established setback regulations of the district in which the townhouse project is located.

' 14-133. **Lot size.**

A lot occupied by a townhouse unit shall contain not less than two thousand (2,000) square feet.

' 14-134. **Frontage.**

Lot frontage, measured at the setback line for individual townhouse units, shall have a minimum width of twenty (20) feet. Lot width for end units shall be adequate to provide side and rear yards as required by ' 14-135.

' 14-135. **Yard requirements.**

- (a) Each townhouse unit shall have a rear yard of no less than twenty-five (25) feet.
- (b) Each townhouse structure shall have two (2) side yards of not less than fifteen (15) feet each. In no case shall any two (2) townhouse structures be closer than thirty (30) feet.

' 14-136. **Architectural treatment of townhouses.**

The facades of each unit of a townhouse structure shall be varied by changing front yard depth and utilizing variations in materials or design, so that no more than three (3) abutting townhouse units have the same front yard depth of the same or essentially the same architectural treatment of facades and roof lines.

' 14-137. **Access.**

Each townhouse unit shall have an unencumbered access to and from a dedicated public street.

' 14-138. **Parking.**

Townhouse projects shall have provisions for at least two (2) vehicular off-street parking spaces for each townhouse unit.

' 14-139. **Common party walls and fire division.**

Townhouse units shall be separated by a common party wall designed to meet the fire protection requirements as set forth in the Virginia Uniform Statewide Building Code, as amended.

' 14-140. **Open space and amenities.**

- (a) In any townhouse project resulting in the creation of any open space and amenities thereon, broadly defined, including but not limited to private streets not dedicated to public use, the maintenance and upkeep of such areas and elements shall be provided for by an arrangement acceptable to the county and in compliance with this article or applicable state statutes.
- (b) In any townhouse project consisting of open space and amenities related to the project in such manner that the Condominium Act is applicable, the project shall conform with the requirements of that Act.
- 8 In any townhouse project consisting of open space and amenities related to the project in such manner that the Condominium Act is not applicable, the developer shall meet the following requirements:

(1) Establish a nonprofit entity according to the provisions of the Virginia Nonstock Corporation Act, ' 13.1-801 et seq. of the 1950 Code of Virginia, as amended, whose membership shall be all individuals or corporations owning residential property within the townhouse project and whose purpose shall be to

hold title in fee simple to, and be responsible for the maintenance and upkeep of, such open space;

(2) Hold title to and be responsible for such open space until such time as conveyance to such a nonprofit entity occurs. Such conveyance shall occur when at least seventy-five percent of the townhouse units have been sold; and

(3) Provide proper agreements and covenants running with the land and in favor of the citizens of the county, requiring membership in such a nonprofit entity. Such agreements and covenants shall include, among other things, that any assessments, charges and cost of maintenance of the open space shall constitute a pro rata lien upon the individual townhouse lots, inferior in lien and dignity only to taxes and bona-fide duly recorded first and second mortgages or deeds of trust on the townhouse lot.

(d) The administrator shall notify the Virginia Real Estate Commission in writing requesting their determination as to the applicability of the Condominium Act for all proposed townhouse projects involving open space and amenities.

(e) All open space shown on the approved site plan is binding as to location and use proposed.

' 14-141. Site plan review.

A site plan shall be required for any proposed townhouse project. The site plan review process shall be the same as the review process for the subdivision of land in Chapter 13.

2. That townhouse projects in compliance with Chapter 14, Article XVII of the Washington County Code, as amended in this ordinance, be, and hereby are, permitted by right, if public water and public sewerage systems are available, in the A-2 Agricultural General District, the Village District, the Konnarock District and the R-2 Residential General District and that, therefore, ' ' 14-45, 14-53, 14-62 and 14-78 of the Washington County Code be, and hereby are, amended accordingly.

3. That townhouse projects in compliance with Chapter 14, Article XVII of the Washington County Code, as amended in this ordinance, may be permitted by special use permit, if public water and public sewerage systems are available, in the SR Shoreland Recreation District and that, therefore, ' 14-26 of the Washington County Code be, and hereby is, amended accordingly.

4. That this ordinance shall become effective immediately upon its adoption.

5. That should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not effect the validity or constitutionality of any other section or provision of this ordinance or the Washington County Code.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

(4) An ordinance to amend the Zoning Ordinance of Washington County, Virginia

(Chapter 14 of the Washington County Code) establishing an Airport Zoning District.

Mr. Derting opened the public hearing and invited comments both in support of and in opposition to proposed zoning ordinance establishing an Airport Zoning District.

Elizabeth Jones, legal counsel representing the Virginia Highlands Airport Commission, gave an overview of the history of the Commissioners' request to establish an airport zoning district, commented on the importance the zoning has on the operation of the airport, and urged the Supervisors to adopt the ordinance.

There being no further comments, Mr. Derting declared the public hearing closed.

On motion of Mr. Osborne, second by Mr. Ingle, it was resolved to adopt the following ordinance:

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF WASHINGTON COUNTY, VIRGINIA (CHAPTER 14 OF THE WASHINGTON COUNTY CODE) ESTABLISHING AN AIRPORT ZONING DISTRICT

ORDINANCE NUMBER 96-2

WHEREAS, Title 15.1, Chapter 11, Article 8 of the 1950 Code of Virginia, as amended, authorizes the governing body of a county to divide the area thereof into zoning districts to regulate the use of land, buildings, structures and other premises for agricultural, commercial, industrial, residential and other specific uses for the promotion of the public health, order, prosperity, necessity, convenience and general welfare;

WHEREAS, by ordinance enacted on December 29, 1971 the Board of Supervisors of Washington County, Virginia divided Washington County into zoning districts to regulate said uses, such regulations being found in Chapter 14 of the Washington County Code, also known as the Zoning Ordinance of Washington County, Virginia;

WHEREAS, the Planning Commission of Washington County, Virginia, after a public hearing held on March 25, 1996, voted unanimously to recommend the enactment of this ordinance; and

WHEREAS, the Board of Supervisors of Washington County, Virginia is of the opinion that the enactment of this ordinance, amending Chapter 14 of the Washington County Code, will promote the public health, order, prosperity, necessity, convenience and general welfare and constitutes good zoning practice.

NOW THEREFORE, be it ENACTED by the Washington County Board of Supervisors:

- 1. That Chapter 14 of the Washington County Code be, and hereby is, amended by adding Article XXV as follows:**

ARTICLE XXV. AIRPORT DISTRICT

' 14-215. Statement of Intent.

The Airport District is intended for the protection of the utility of the Virginia Highlands Airport and the public investment in the facilities located at the Virginia Highlands Airport now and in the future, and to further the economic development of Washington County, Virginia through providing necessary air transportation services to Washington County, to prevent obstructions that have the potential for endangering the lives and property of the users of the Virginia Highlands Airport and the residents of Washington County, reduce the size of areas

available for landing, take off and maneuvering of aircraft, or otherwise destroy or impair the utility of the airport. It is declared that in the interest of the public health, safety and general welfare that the creation or establishment of the Airport District is of benefit to Washington County because of the enhanced potential for economic development and interstate commerce derived from the airport facility.

' 14-216. Use regulations.

(a) The following uses shall be permitted by right in the Airport District:

- (1) Airport(s) and related aeronautical activities.
- (2) Landing facilities.
- (3) Aircraft sales, service and storage.
- (4) Facilities for refueling.
- (5) Retail services for passenger accommodations.
- (6) Airport terminals.
- (7) Air charter services.
- (8) Flight instruction.
- (9) Car rental services.
- (10) Aeromedical services.
- (11) Aeronautical activities of law enforcement agencies.
- (12) Fire, police and rescue squad stations whose use is accessory to the airport.

(b) The following accessory uses shall be permitted by right in the Airport District:

- (1) Any accessory use or structure, not otherwise prohibited, customary and incidental to a permitted use.
- (2) Temporary buildings for uses incidental to construction work to be removed upon completion or abandonment of the construction.

' 14-217. Setback regulations.

All buildings shall be erected, altered or constructed no nearer to a street than fifty (50) feet.

' 14-218. Yard regulations.

There shall be no side yard or rear yard requirements except that no building shall be erected, altered or enlarged nearer than thirty (30) feet to the boundary line of the Airport District.

' 14-219. Offsite uses related to airport safety.

Any use related to airport safety to be located outside the Airport District, including but not limited to navigation directional installations, weather observation devices and transmission devices, owned, leased and/or operated by or in conjunction with the Virginia Highlands Airport Commission, may be permitted by special use permit in accordance with district permitted use regulations.

2. That Chapter 14, Article II, ' 14-7 of the Washington County Code be, and hereby is, amended and reenacted as follows:

' 14-7. Enumeration of zoning districts.

The following shall be the zoning districts for the county:

- HR Highland Recreation District*
- SR Shoreland Recreation District*
- CR Conservation and Recreation District*
- A-1 Limited Agricultural District*
- A-2 General Agricultural District*
- Village District*
- Konnarock District*
- R-1 Limited Residential District*
- R-2 General Residential District*
- B-1 Limited Business District*
- B-2 General Business District*
- M-1 Limited Industrial District*
- M-2 General Industrial District*
- MHR Mobile Home Residential District*
- Airport District*

3. That airport safety devices as defined in ' 14-219 of the Washington County Code, as set forth in this ordinance, be, and hereby are, permitted by special use permit in the HR Highland Recreation District, the SR Shoreland Recreation District, the CR Conservation and Recreation District, the A-1 Limited Agricultural District, the A-2 General Agricultural District, the Village District, the Konnarock District, the B-1 Limited Business District, the B-2 General Business District, the M-1 Limited Industrial District and the M-2 General Industrial District and that, therefore, ' ' 14-19, 14-26, 14-33, 14-38, 14-45, 14-53, 14-62, 14-86, 14-92, 14-98 and 14-106 be, and hereby are, amended accordingly.

4. That this ordinance shall become effective immediately upon its adoption.

5. That should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not effect the validity or constitutionality of any other section or provision of this ordinance or the Washington County Code.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

7 **Dog Damage Claim, Clint E. Sykes, \$2,376**

Mr. Clint E. Sykes submitted a dog damage claim for livestock killed in the amount of \$2,376.00. Mr. Sykes did not attend the Board of Supervisors meeting.

On motion of Mr. Osborne, second by Mrs. Mumpower, it was resolved to request Mr. Clint E. Sykes be contacted and place his dog damage claim on a future meeting agenda, and further that Chief Animal Warden, Bobby Jessee, be present at that meeting to respond to questions from the Supervisors.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
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Mr. Osborne
Mr. Barker

Aye
Aye

Mrs. Mumpower **Aye**

Mr. Parris **Aye**

8 **Progress Report on Establishment of Medical Clinic - Mendota Community Center**
(Tom Hall, Patty VanHook)

Ms. Patty Van Hook, nurse practitioner, addressed the Board of Supervisors relative to establishing an outpatient medical clinic at the Mendota Community Center. She reported in 1995 a survey was completed and the data collected revealed that residents of

the Mendota are older persons, and that there is a need for a medical clinic in the community.

Ms. Van Hook informed the Supervisors of a grant proposal she is submitting to the Virginia Health Care Foundation for funds to establish a rural health clinic. She reported some other resources available to serve the medical clinic are the Department of Health and Human Services, and Washington County Health Department

Ms. Van Hook explained a proposal to use a section of the community center building for the health clinic operation, and reported bids have been obtained for future renovations. Ms. Van Hook stated ETSU School of Design is interested in their students designing the health clinic as a project. The clinic, she stated, will be staffed with one nurse practitioner, and a physician working part time. Ms. Van Hook stated the anticipated opening of the medical clinic is in the fall 1996 providing grant funding is approved.

During Ms. Van Hook's presentation, questions were raised relative to the types of medical treatment she is licensed to perform. Discussion and questions ensued relative to grant funding and alternative funding sources should state and federal funds not be available. Ms. VanHook reported private contributions from the community have been received and there are plans to solicit other contributions.

On motion of Mr. Barker, second by Mrs. Mumpower, it was resolved to adopt the following resolution:

NUMBER 96-16

RESOLUTION IN SUPPORT OF
RURAL HEALTH CLINIC IN MENDOTA, VIRGINIA

WHEREAS, the Board of Supervisors of Washington County, Virginia recognizes and supports the efforts of the county's rural communities with regard to seeking and obtaining quality services; and;

WHEREAS, the citizens of the Mendota Community, having an active base of citizens, is exploring the possibility of establishing a rural health clinic with grant monies available from various worthy sources; and,

WHEREAS, the availability of affordable health care within close proximity of citizens is important to both the Mendota community and the Washington County, Virginia Board of Supervisors;

THEREFORE, BE IT RESOLVED, the Washington County, Virginia Board of Supervisors endorses the efforts of the Mendota community to secure grant sources to establish a rural health clinic.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

9 Internet Concerns for Washington County (Joseph Mitchell, Chairman, Information Technology Committee, Washington County Chamber of Commerce)

Mr. S. Joseph Mitchell, Chairman, Informational Technology Committee, Washington County Chamber of Commerce, appeared before the Board of Supervisors proposing their consideration in providing funds in the FY 1996-97 budget for the placement of computers, printers and phone lines to connect the four branch libraries with Internet, and to create public access points in each of the branch libraries.

Discussion ensued. Charlotte Lewis, Library Director, and Pete Montague, Chairman of the Board of Trustees, were present and spoke in support of the proposal. Ms. Lewis stated she intends to discuss with the Library Trustees a plan on how to handle the funding for Mr. Mitchell's proposal and will meet with the County Administrator relative to their recommendation.

In his comments, Mr. Mitchell extended an invitation to the Board of Supervisors to be a part of the Chamber of Commerce efforts to make the Internet accessible throughout Washington County, or to allow the Chamber to be part of the County's efforts.

10 Consideration of Resolution Proclaiming National Volunteer Week, April 22-28, 1996, Washington County Chamber of Commerce

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to adopt the following Resolution:

NUMBER 96-17

PROCLAMATION FOR VOLUNTEER WEEK

WHEREAS, the Board of Supervisors of Washington County recognizes the outstanding contribution that Volunteers make to the quality of life in Washington County with more than 50,000 hours of time volunteered each year.

BE IT THEREFORE DECLARED the Board of Supervisors of Washington County, Virginia designates the week of April 22, 1996 as *Volunteer Week* in conjunction with National Volunteer Week.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
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Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

11 **Request for Support, Department of Criminal Justice Grant, Victim/Witness Coordinator for Washington County, Commonwealth Attorney's Office**

Commonwealth Attorney Dennis Godfrey addressed the Board of Supervisors requesting their endorsement of the Circuit Court Judge applying to the Department of Criminal Justice Services for grant funds in the amount of \$9,935.00 to employ a Victim/Witness Coordinator in Washington County. In his comments he explained the grant would require 10% match of local funds for the first two years of the grant and possibly a 20% match of local funds for the third year. Mr. Godfrey described the responsibilities associated with the position.

Discussion ensued with Supervisors raising questions relative to continued funding for the position beyond FY 1996-97.

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to support the efforts of the Commonwealth Attorney and the Circuit Court Judge to apply for a grant through the Department of Criminal Justice Services in the amount of \$9,935.00 for a Victim/Witness Coordinator Position for Washington County, Virginia; further it was resolved that the County Administrator will act as the Project Administrator, the Commonwealth Attorney will act as the Project Director and the Treasurer will act as the Financial Officer; further still, it was resolved that Washington County will be required to match the grant with 10% local funding.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

13 **Award of Bids for 20-Yard Roll-Off Trash Containers (Mark Seamon)**

On motion of Mr. Parris, second by Mrs. Mumpower, it was resolved to approve bid of Cavalier Equipment Corporation in the amount of \$14,896.00 for four new 20 yard roll-off trash containers with tops for use by the Solid Waste Department.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

14 **Recess**

On motion of Mr. Parris, second by Mr. Mathews, it was resolved to take a brief

recess.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

15 Consideration of Resolution of Appreciation for Fillmore McPherson, Retiring Barter Foundation President

On motion of Mr. Mathews, second by Mr. Barker, it was resolved to adopt the following resolution:

NUMBER 96-18

RESOLUTION COMMENDING LUTHER FILLMORE McPHERSON, JR.

WHEREAS, *Luther Fillmore McPherson, Jr.* was nominated to the Board of Trustees of the Barter Foundation, Inc. by William A. Neff on August 14, 1964 and was elected by a unanimous vote;

WHEREAS, he was elected President of the Barter Foundation, Inc. on November 10, 1971, following the death of Robert Porterfield, founder of Barter Theatre, and has conscientiously served in that office to this day;

WHEREAS, he has demonstrated constant leadership and vision for the benefit of Barter Theatre in every way through fundraising efforts, building expansion at Barter Theatre and Barter Stage II, ticket sales, program development, and fiscal management;

WHEREAS, he has been a most loyal member of the Barter Theatre audience, faithfully attending plays, expressing his appreciation for the art of theatre, and demonstrating unwavering support for the artistic, cultural and educational mission of Barter Theatre;

WHEREAS, he has served his community through his endeavors at Barter Theatre, touching the lives of thousands of residents of Washington County, providing opportunities in theatre attendance and education to our young people, and drawing tourists to our region, thereby contributing to a healthy economy for our citizenry, bringing laughter, tears, entertaining and enlightenment, to all;

WHEREAS, he has also served his community as Division Manager of Appalachian Power Company, as Chairman of the Board of Johnston Memorial Hospital, as President of the Board of Visitors of Emory & Henry College, as President of the Washington County Chamber of Commerce, and as a member of the Board of Directors of the Washington County Industrial Foundation and the Virginia Highlands Festival, among numerous other civic-minded pursuits;

WHEREAS, he has contributed beyond measure to the quality of life enjoyed by all, who call Washington County, Virginia home;

NOW, THEREFORE, BE IT RESOLVED that the Washington County, Virginia Board of Supervisors extends its sincere gratitude and hearty appreciation to *Luther Fillmore McPherson, Jr.* and commends him for his exemplary leadership and faithful service to Barter Theatre, to

Washington County and to the Commonwealth of Virginia.

ADOPTED THIS 9TH DAY OF APRIL 1996

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

Mr. Barker introduced Kenneth Stacey who was recently elected Chairman, Virginia Highlands Airport Commission.

16 Consideration of Building Permit Rates for FY 1996-97

Mr. Reeter presented the fee schedule for Building Permits that is currently operational and requested the Supervisors to give their views about increasing the building permit/electrical permit rate schedule explaining the present fee structure is below standard.

Discussion ensued.

Mr. Mathews expressed interest in having a part-time employee to verify that contractors working in Washington County are licensed.

On motion of Mr. Mathews, second by Mr. Ingle, it was resolved to advertise a public hearing relative to amending Chapter 5 of the County Code to increase permit fees for construction and electrical work in Washington County beginning July 1, 1996.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

17 Request to Declare Surplus Vehicle, 1992 Ford Crown Victoria, 80,496 Miles, Washington County Sheriff's Office

On motion of Mr. Parris, second by Mr. Osborne, it was resolved to declare as surplus one 1988 Chevrolet Cavalier with 68,701 miles and to retain one 1992 Ford Crown Victoria with 80,496 miles being surplus from the Washington County Sheriff's Office; further it was resolved that these vehicles are to be retained by the county Department of General Services for use as a general purpose fleet vehicles for all County administrative personnel.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

18 **Consideration of Four Year Appointment to Virginia Highlands Community College Board**

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to reappoint Mrs. Harriet DeBose as Washington County's representative on the Virginia Highlands Community College Board for a four-year term of office effective July 1, 1996 to June 30, 2000.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

19 **Citizen Comments**

At this time, Mr. Derting invited comments from citizens on items that do not appear on the Agenda.

Patrick Mannix addressed the supervisors requesting a refund for the building permit fee he paid for when he had a heat pump installed; filed order with Circuit Court Clerk requesting special election.

Kenneth Stacey thanked the Supervisors for the support they have given to the Virginia Highlands Airport Commission and invited the Board to visit their facility.

L. B. Atkins provided a status report of the Abingdon Senior Services building project stating that a building permit has been obtained from the Town of Abingdon and they are currently working with the Job Corps to get help and labor with the project.

20 **County Administrator Comments**

The following action was taken on County Administrator Comments:

a. **Communication from Transportation Secretary Robert Martinez Concerning SR 616**

Mr. Reeter commented on Secretary of Transportation Robert Martinez correspondence concerning deficit financing of SR 616 repairs and urging the Board of Supervisors to accept the Transportation Board's offer to allow Washington County to repay the County's obligation of \$4,000,000 in four equal installments beginning in FY 1997.

Mr. Reeter informed the Supervisors he has prepared an analysis of the FY 1996-97 School Board budget request for their review.

21 **County Attorney Reports**

Mr. Joseph Lyle reported he will present a proposal to the Board of Supervisors in the near future to have the County Code codified by Municipal Code Corp.

22 **Consent Agenda**

On motion of Mr. Mathews, second by Mr. Ingle, it was resolved to approve the following Consent Agenda items:

- a. Payment of Bills, March 1996
- b. Cancelled Check No. 052142, Town of Abingdon, \$1,036.19
- c. Supplemental Appropriation to School General Operating Fund, \$82,000.00

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

23 **Board Member Reports**

Mrs. Mumpower recognized Mrs. Sandra Hatfield for her assistance in researching data for the presentation of a plaque to the Simcox family.

Mrs. Mumpower raised questions concerning payment of dog damage claims and animal control fees.

24 **Recess to Thursday, April 11, 1996, 7:00 p.m., Board Room, 812 Thompson Drive, Abingdon, for the purpose of meeting jointly with Washington County School Board for Presentation of the FY 1996-97 School Budget**

On motion of Mr. Parris, second by Mr. Osborne, it was resolved to recess the meeting to Thursday, April 11, 1996, at 7:00 p.m. to meet jointly with the Washington County School Board at 812 Thompson Drive (Board Room), Abingdon to receive the recommended FY 1996-97 School Budget.

The vote on this motion was as follows: (7-0)

Mr. Derting	Aye	Mr. Ingle	Aye	Mr. Mathews	Aye
Mr. Osborne	Aye	Mrs. Mumpower	Aye	Mr. Parris	Aye
Mr. Barker	Aye				

Joe W. Derting, Chairman